

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4922 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH Sd/-

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

1 to 5 - No

RAVAJIBHAI K KUKADIA

Versus

STATE OF GUJARAT

Appearance:

PARTY-IN-PERSON for Petitioner

M/S MG DOSHIT & CO for Respondent No. 1, 2, 3

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 04/08/1999

ORAL JUDGEMENT

The petitioner was appointed as a direct recruited surveyor in the office of the Director of Land Records & Settlement Commissioner, Gujarat State on 15.5.1954. In this petition under Article 226 of the Constitution, the petitioner challenged the order dated 28.6.1986 whereby eight employees were promoted to Class-II service. According to the petitioner, the

petitioner ought to have been promoted alongwith the said employees. The petition was admitted in the year 1986. When the petition came up for hearing sometime in 1997, the petitioner had prayed for time to engage an advocate which was granted. No advocate appears to have been engaged so far, but in the meantime original petitioner R.K. Kukadia expired as is clear from the endorsement dated 6.4.1998 signed by his son M.R. Kukadia. No application is thereafter filed for bringing the heirs of the deceased petitioner on record.

The petition has accordingly abated.

Sd/-

August 4, 1999 (M.S. Shah, J.)

sundar/-